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B/3721/



Docket No.: 30051/38200
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Hans-Peter Wild et al.

Art Unit: 3721

Application No.: 10/085,282

Examiner: John R. Paradiso

Filed: February 28, 2002

For: DRINKING STRAW ATTACHMENT
DEVICE AND METHOD

SECOND SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (IDS)

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached form, PTO/SB/08A. These references are all in the same patent family, but are from various countries. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom. Copies of the documents listed on the attached form are enclosed.

Regarding Document 2 on the attached Form PTO/SB/08A (CL 1317-94), the undersigned has been informed, from a Chilean Patent Examiner's statement in a corresponding case to the present application, of the following (and please note also that this document, as well as an English abstract, will be provided as soon as the same becomes available):

"Summary DN1 (CL 1317-94) This [Chilean reference's] invention refers to a container for beverages which is for liquids, and which comprises a vessel defining a filling opening and a drinking straw which is integral part and outside of the vessel such that the straw and the vessel form one sole article. One free end of the straw is sealed with a

frangible membrane. A closure element sealingy closes the filling opening of the vessel.

Claims 1 and 13 of the present [Chilean] application describe the elements and the method, respectively, for sticking the straws to the packages or containers of the beverages.


The DN1 does not interfere with the present [Chilean] application at all, in particular not with the independent claims so that the present application is new in view of DN1, according to article 33 of the Law".

The undersigned believes that this IDS is being submitted within three months of Applicants' learning of such prior art, as Document 2 (to which all the other references are related) was cited in a Chilean search report on January 12, 2005.

Enclosed is a check in the amount of \$180.00 to cover the fee for this Information Disclosure Statement (being filed after allowance). Should any additional fees be necessary, or should any credit be due, the Commissioner is hereby authorized and directed to charge that required fee or credit Deposit Account No. 13-2855 accordingly. A copy of this paper is enclosed.

Dated: March 14, 2005

Respectfully submitted,

By 

Richard B. Hoffman

Registration No.: 26910

MARSHALL, GERSTEIN & BORUN LLP

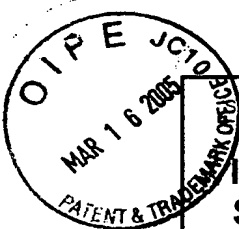
233 S. Wacker Drive, Suite 6300

Sears Tower

Chicago, Illinois 60606-6357

(312) 474-6300

Attorney for Applicant



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Substitute for form 1449A/B/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Application Number	10/085,282-Conf. #1154
				Filing Date	February 28, 2002
				First Named Inventor	Hans-Peter Wild
				Art Unit	3721
				Examiner Name	Not Yet Assigned
Sheet	1	of	1	Attorney Docket Number	30051/38200

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	1	5,597,089	01-28-1997	Smith	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
	2	CL 1317-94		Smith		
	3	NZ280530 (abstract only)	07-28-1998	Smith		
	4	NZ9402915 (abstract only)	01-03-1995	Smith		
	5	EP 0698564-A1	02-28-1996	Smith		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²

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Examiner Signature		Date Considered	
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PTO/SB/92 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

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Application No. (if known): 10/085,282

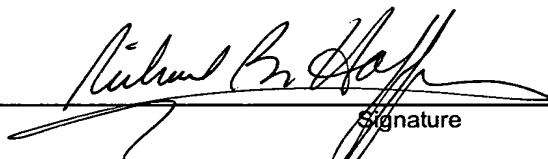
Attorney Docket No.: 30051/38200

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Information Disclosure Statement
Form PTO SB/08 (w/cited references)